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Candidate number

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Surname

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Forename(s)

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Candidate signature

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# A-level LAW

## Paper 1

Wednesday 3 June 2020

Afternoon

Time allowed: 2 hours

### Materials

- You will need no other materials.

### Instructions

- Use black ink or black ball-point pen.
- Fill in the boxes at the top of this page.
- Answer **all** questions. You must answer the questions in the spaces provided. Do **not** write on blank pages.
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### Information

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For Examiner's Use	
Question	Mark
1–5	
6	
7	
8	
9	
10	
11	
<b>TOTAL</b>	



J U N 2 0 7 1 6 2 1 0 1

IB/G/Jun20/E8

**7162/1**

Answer **all** questions in the spaces provided.

Only **one** answer per question is allowed.

For each answer completely fill in the circle alongside the appropriate answer.

CORRECT METHOD



WRONG METHODS



If you want to change your answer you must cross out your original answer as shown.



If you wish to return to an answer previously crossed out, ring the answer you now wish to select as shown.



**0 1**

Select the **true** statement about liability for an omission.

[1 mark]

**A** An Act of Parliament can create liability for an omission.

☐

**B** An omission cannot make a person guilty of an offence.

☐

**C** Liability for an omission arises due to an involuntary action.

☐

**D** Liability for an omission removes the need to prove mens rea.

☐

**0 2**

Select the **true** statement about the defence of diminished responsibility.

[1 mark]

**A** The abnormality of mental functioning must provide an explanation for the defendant's conduct.

☐

**B** The defect of reasoning must be due to an external factor.

☐

**C** The defendant must be judged against a reasonable adult.

☐

**D** The defendant must show a justifiable sense of being seriously wronged.

☐


0 3

Within statutory interpretation, which **one** of the following is **not** an intrinsic (internal) aid to interpretation?

[1 mark]

**A** A Law Commission Report

☐

**B** An interpretation section

☐

**C** The long title

☐

**D** The preamble

☐

0 4

The CILEx Regulation Board has the power to discipline which **one** of the following?

[1 mark]

**A** A barrister

☐

**B** A judge

☐

**C** A legal executive

☐

**D** A solicitor

☐

0 5

Select the **true** statement about the role of the jury within the criminal justice system.  
The jury will

[1 mark]

**A** decide points of law.

☐

**B** decide the sentence.

☐

**C** reach a verdict based on the facts presented.

☐

**D** sit on appeal hearings.

☐

5

Turn over for the next question

Turn over ►



**[5 marks]**

[illegible]

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5



IB/G/Jun20/7162/1

Caroline wrongly believed that Debbie had started a rumour that Caroline had cheated in an exam. This made Caroline furious with Debbie. During the lunch break, Debbie walked into the college toilets where Caroline was washing her hands. Caroline became very angry and threw liquid soap in Debbie's face. Debbie suffered an allergic reaction to the soap, resulting in blurred vision for several hours after the attack.

**[10 marks]**

[illegible]

[illegible]

10

**[15 marks]**

Examine the meaning of 'justice' and discuss the extent to which the availability of the defence of self-defence may achieve justice.

[illegible]



Extra space



1	0
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The following evening, Frank drank a large amount of alcohol in a pub. There was a report on the pub TV of the incident in the shop the previous day, including CCTV footage of Frank leaving. George, the barman, shouted over to Frank, "That looks like you, mate." Annoyed that he had been recognised, Frank threw his beer at George. George jumped sideways to avoid being soaked, slipped and fell against the bar counter. George broke his skull and died shortly afterwards.

**[30 marks]**

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

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In Question 11 you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

1	1
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Over the last few months Harry and Isobel's relationship had become increasingly strained as Harry's behaviour had become unpredictable and often violent. One evening, Isobel read a message on Harry's phone from her sister. The message read 'thank you for a wonderful evening, darling'. Isobel confronted Harry and accused him of having an affair with her sister. Harry became aggressive, smashing plates and taunting Isobel for being jealous. He shouted, "You're a useless wife. I wish I'd married your sister!"

Harry was tired but before he went to bed he told Isobel that he would beat her up in the morning. About an hour later, when Harry was asleep, Isobel was furious about the events of the evening and the threat he had made to her. She was also worrying about what would happen the next morning. Isobel took a kitchen knife and stabbed Harry several times, before fleeing from the bedroom. Harry died from blood loss.

Consider Isobel's criminal liability for the murder of Harry.

Assuming that Isobel is found guilty, assess the sentencing powers available to the court.

**[30 marks]**

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

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[illegible]



[illegible]

[illegible]

[illegible]

**30**

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[illegible]

[illegible]





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# A-level LAW

## Paper 1

Time allowed: 2 hours

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CORRECT METHOD



WRONG METHODS



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If you wish to return to an answer previously crossed out, ring the answer you now wish to select as shown.



0 1

Which of the following is **not** a defence to murder?

[1 mark]

A Automatism

☐

B Duress

☐

C Intoxication

☐

D Self-defence

☐

0 2

Which is the **false** statement about the requirements needed to prove the offence of robbery?

[1 mark]

A The amount of force used by the defendant can be minimal.

☐

B The defendant can be reckless as to the use of force.

☐

C The force must be used immediately before or at the time of the theft.

☐

D The offence must include a completed theft.

☐


**0 3**

Select the statement that most accurately describes the aim of the purposive approach to statutory interpretation.

**[1 mark]**

**A** Avoiding an absurd result

☐

**B** Finding what Parliament intended to achieve

☐

**C** Giving words their ordinary meaning

☐

**D** Identifying a gap in the law

☐
**0 4**

A defendant who pleads guilty to an offence in the Magistrates' Court can appeal to the Crown Court against:

**[1 mark]**

**A** a ruling on a point of law.

☐

**B** conviction only.

☐

**C** sentence and conviction.

☐

**D** sentence only.

☐
**0 5**

Select the **false** statement about lay magistrates.

**[1 mark]**

**A** Lay magistrates are assisted in court by a legal adviser.

☐

**B** Lay magistrates can impose community sentences.

☐

**C** Lay magistrates do not hear either-way offences.

☐

**D** Lay magistrates hear cases in the Youth Court.

☐

5

**Turn over for the next question**

**Turn over ►**



**[5 marks]**

[illegible]

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Asha was using a forklift truck to move some heavy boxes at work. As she placed one box on a shelf, she heard a scream. Bilal, who was on the other side of the shelf, had become trapped when the box landed on his arm. When Asha realised what she had done she laughed and shouted, "You can stay there!".

**[5 marks]**

[illegible]

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**Turn over for the next question**

**Turn over ►**



After spending the day drinking alcohol and taking drugs, Cassie got into an argument with her flatmate, Daisy. During the argument, Cassie suddenly grabbed a tennis racket and struck Daisy a powerful blow. This attack resulted in grievous bodily harm to Daisy by breaking her arm in two places.

**[10 marks]**

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**Turn over ►**



**[15 marks]**

Examine the principle of fair labelling **and** the principle of correspondence. Discuss the extent to which any **one** of the non-fatal offences against the person satisfies **one** of these principles.

[illegible]



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Armed with a knife, Elijah entered his neighbours' house late one night and went upstairs. As Elijah looked around, he was disturbed by Fern, whom he grabbed and forcibly pushed down the steep staircase. The fall triggered a serious response in Fern's pre-existing brain condition and she died shortly afterwards. Fern was three months pregnant at the time and the fall also killed her unborn child.

Consider the criminal liability of Elijah for the murder of Fern **and** her unborn child **and** for the attempted murder of Gianni.

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

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The next day, Hayden was still feeling dizzy from the crash. He was walking through the park. Ian, a passer-by, saw that Hayden had become unsteady on his feet and offered to telephone for an ambulance. Hayden refused the offer of help and punched Ian in the face. Ian's face was very sore and badly bruised for days after the incident.

**[30 marks]**

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

[illegible]



[illegible]

[illegible]

[illegible]

[illegible]

**30**



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# A-level LAW

## Paper 1

Time allowed: 2 hours

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CORRECT METHOD



WRONG METHODS



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**0 1**

Which of the following **best** describes the mens rea for the offence of assault (battery) occasioning actual bodily harm?

[1 mark]

- A** Intention or recklessness as to causing fear of force or applying force.
- B** Intention to cause serious harm.
- C** Intention to use force.
- D** Recklessness as to the infliction of some harm.

☐
☐
☐
☐

**0 2**

Which of the following can be used as evidence to support a defence of loss of control under s54 and s55 of the Coroners and Justice Act 2009?

[1 mark]

- A** The defendant acted due to fear of serious violence.
- B** The defendant acted in a considered desire for revenge.
- C** The defendant's conduct was due to a reflex reaction.
- D** The defendant's mens rea was removed due to the effect of a drug.

☐
☐
☐
☐


0 3

When interpreting a statute, which of the following requires a judge to give words their plain, ordinary meaning even if the outcome is absurd?

[1 mark]

A Golden Rule

☐

B Literal Rule

☐

C Mischief Rule

☐

D Purposive Approach

☐

0 4

Which statement **best** describes a 'binding precedent' within the doctrine of judicial precedent?

[1 mark]

A A judgment made by a lower court where there is no previous law for the judge to use.

☐

B A judgment made in a previous case that the judge may decide to follow.

☐

C A judgment made in a previous case which must be followed by judges in later cases.

☐

D A judgment which states that a conviction from a previous case is unsafe.

☐

0 5

Public funding is sometimes available for criminal cases, as long as the 'interests of justice' test is met. Which of the following is **not** relevant to the 'interests of justice' test?

[1 mark]

A The defendant's ability to understand court proceedings.

☐

B The financial status of the defendant.

☐

C The likelihood that the defendant's liberty could be lost.

☐

D The need to trace and interview witnesses.

☐

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Turn over for the next question

Turn over ►



0	6
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Explain any **two** features that are essential to the operation of judicial precedent.

**[5 marks]**

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Alice carried out the theft and was arrested by the police.

**[5 marks]**

[illegible]

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**Turn over for the next question**

**Turn over ►**



Late one night and armed with a gun, Carla was driving around her neighbourhood. As Carla approached a crowded fast-food restaurant, she saw a man (Denton) standing in the doorway. Carla fired three bullets towards the doorway and sped off.

Advise Carla of her criminal liability for the murder of Emma.

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

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[illegible]

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**[15 marks]**

[illegible]



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Ginny did not visit her doctor until a week later, by this time the cut was not healing well and her arm was very red and painful. The doctor examined Ginny's arm but failed to diagnose a serious infection. The doctor bandaged her arm and sent her home to rest. Ginny died from the infection two days later.

**[30 marks]**

This image shows a full page of white paper with horizontal grey ruling lines. The lines are evenly spaced and run across the width of the page, providing a template for writing or drawing. There are no margins, text, or other markings on the page.

[illegible]

[illegible]

[illegible]

[illegible]

1	1
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When Ian arrived home, he realised that the phone was Harry's and decided to sell it to one of his friends and use the money to replace items that he believed Harry had taken from the shop.

**[30 marks]**

[illegible]

[illegible]



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[illegible]

[illegible]

[illegible]

**30**



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# A-level LAW

## Paper 1

Friday 26 May 2023

Morning

Time allowed: 2 hours

### Materials

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### Instructions

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J U N 2 3 7 1 6 2 1 0 1

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CORRECT METHOD



WRONG METHODS



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If you wish to return to an answer previously crossed out, ring the answer you now wish to select as shown.



0 1

Which **one** of the following can be used as evidence for the defence of diminished responsibility under s2 of the Homicide Act 1957?

[1 mark]

- A** The defendant acted in response to a qualifying trigger. ☐
- B** The defendant acted proportionately to a threat of serious violence. ☐
- C** The defendant's conduct was due to the effect of a drug. ☐
- D** The defendant's mental functioning was substantially impaired. ☐

0 2

Which **one** of the following statements about offences of strict liability is **true**?

[1 mark]

- A** A person may be liable even though they took all reasonable care. ☐
- B** A sentence of imprisonment cannot be imposed. ☐
- C** The actus reus need not be proven. ☐
- D** The defendant must foresee a desired consequence. ☐



**0 3**Which **one** of the following statements about the role of magistrates is **false**?**[1 mark]**

- A** Magistrates can hear bail applications.
- B** Magistrates can impose a sentence of up to six months' imprisonment for offences triable summarily only.
- C** Magistrates can try indictable only offences.
- D** Magistrates sometimes sit with a judge in the Crown Court and hear appeals.

☐☐☐☐**0 4**Which **one** of the following is the **best** reason for State funding (legal aid) being granted for a trial in a criminal case?**[1 mark]**

- A** The defendant has been released on bail.
- B** The defendant has no previous convictions.
- C** The defendant has pleaded guilty.
- D** The defendant's trial will involve consideration of a substantial point of law.

☐☐☐☐**0 5**Which **one** of the following is an example of an aggravating factor in sentencing?**[1 mark]**

- A** The defendant has no previous convictions.
- B** The defendant has shown remorse.
- C** The defendant pleaded guilty.
- D** The defendant used a weapon during the offence.

☐☐☐☐**5****Turn over for the next question****Turn over ►**

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Explain **two** aspects of the role of the judge in a criminal case.

**[5 marks]**

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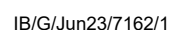
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**[10 marks]**

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**[15 marks]**

Examine the meaning of 'justice' and discuss the extent to which the law on non-fatal offences may achieve justice.

[illegible]



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**Turn over ►**



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Two days later Gabe was called to the police station. As he drove into the station's car park, he saw Harriet. Annoyed by the social media posts that Harriet had shared blaming him for Felix's death, Gabe opened his window and shouted at her. Harriet turned to him, began to laugh and started filming him on her mobile phone, stating, 'Now everyone can see the useless idiot who killed his friend!' Gabe was very short-tempered and, on hearing this, he became very angry and immediately accelerated towards Harriet, hitting her with the full force of the car. Harriet died instantly. It was later discovered that Harriet was pregnant and her unborn child was also killed due to the force of the impact.

**[30 marks]**

[illegible]

[illegible]

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[illegible]

[illegible]

1	1
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A few weeks later, Jalen discovered that Leon had been texting Katie. After drinking a large amount of alcohol, she set out for Katie's house with an air rifle intending to injure her. Jalen could see the shape of a woman through a window and in her intoxicated state believed this to be Katie. She fired the rifle at the shape. However, Jalen had unknowingly selected the wrong house. Mary, Katie's neighbour, was hit by the shot and suffered deep cuts to her hand.

Precedent will have played a significant role in the development of the rules of law applied to decide criminal liability in cases such as Jalen's. Assess the advantages of the doctrine of judicial precedent.

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper has a slight shadow on the right side, suggesting it's resting on a surface.

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Question number	Additional page, if required. Write the question numbers in the left-hand margin.
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